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11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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14 UNITED STATES OF AMERICA, ) No. CR-07-711 MMC  
15 Plaintiff, ) STIPULATION AND [PROPOSED]  
16 v. ) ORDER TO AMEND BRIEFING  
17 OSCAR ERNESTO ROMERO-ROMERO, ) SCHEDULE AND CONTINUE HEARING  
JR., ) ON DEFENDANT'S MOTION TO  
Defendant. ) DISMISS  
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On May 21, 2008, the Court held a status conference in the above-captioned case, at which time the Court set a briefing schedule and hearing date for defendant's motion to dismiss. Pursuant to that briefing schedule, defendant was required to file his motion on June 11, 2008, the government was to file its opposition on July 2, 2008, and defendant was to file his reply on July 16, 2008. The hearing on the motion was scheduled for July 30, 2008. As required, defendant timely filed his motion on June 11, 2008. Since setting the briefing schedule, however, defense counsel has learned that she is required to attend a trial training course in Macon, Georgia from July 13-July 26. Given counsel's unavailability during much of month of July, and particularly given that defense counsel will be away when defendant's reply is due, the

1 parties jointly request to amend the briefing schedule on the motion as follows: the government's  
2 opposition must be filed no later than July 23, 2008 and defendant's reply must be filed no later  
3 than August 13, 2008. The parties jointly request that the hearing on the motion be continued to  
4 August 27, 2008.

5 As the Motion has already been filed, time will be excluded under the Speedy Trial Act  
6 through the conclusion of the hearing on the motion. *See* 18 U.S.C. § 3161(h)(1)(F).

7 IT IS SO STIPULATED.

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9 6/26/08 \_\_\_\_\_  
10 DATED

/S/ \_\_\_\_\_  
TAREK HELOU  
Assistant United States Attorney

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12 6/26/08 \_\_\_\_\_  
13 DATED

/S/ \_\_\_\_\_  
JODI LINKER  
Assistant Federal Public Defender

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15 IT IS SO ORDERED.

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18 DATED

MAXINE M. CHESNEY  
United States District Judge

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